1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 WESTERN DISTRICT OF WASHINGTON TACOMA DIVISION 9 DEXTER O. GRAY, Civil No. 3:17-CV-05230-RSL-TLF 10 Plaintiff, 11 **ORDER** VS. 12 NANCY A. BERRYHILL, 13 Acting Commissioner of Social Security, 14 Defendant. 15 Based on the stipulation of the parties, it is ORDERED that the Commissioner's decision in 16 regard to Plaintiff's applications for disability insurance benefits, a period of disability, and 17 supplemental security income under Titles II and XVI of the Social Security Act be REVERSED and 18 REMANDED to the Commissioner of Social Security for *de novo* hearing pursuant to sentence four 19 of 42 U.S.C. § 405(g). On remand, the ALJ will reconsider whether Plaintiff meets or equals Listing 20 2.03 or 2.04 in 20 CFR Part 404, Subpart P, Appendix 1; if necessary will reconsider Plaintiff's 21 residual functional capacity and his testimony; if necessary will obtain supplemental evidence from a 22 vocational expert; and will issue a new decision. 23 24 Page 1 ORDER - [3:17-CV-05230-RSL-TLF]

1 Dated this 13th day of December, 2017. 2 MMS (asuik Robert S. Lasnik 3 United States District Judge 4 5 Presented by: 6 s/ Kathy Reif 7 KATHY REIF Special Assistant U.S. Attorney 8 Office of the General Counsel Social Security Administration 9 701 Fifth Avenue, Suite 2900 M/S 221A Seattle, WA 98104-7075 10 Telephone: (206) 615-3851 Fax: (206) 615-2531 11 kathy.reif@ssa.gov 12 13 14 15 16 17 18 19 20 21 22 23 24

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